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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	Criminal No. CR 09-0094 JSW
)	
Plaintiff,)	
)	
v.)	PROPOSED ORDER AND
)	STIPULATION EXCLUDING TIME
JOSE HUGO MENDEZ-GIL,)	FROM FEBRUARY 12, 2009, TO MARCH
a/k/a Jose Mendez-Gil and)	5, 2009
a/k/a Jose Mendez-Espinoza,)	
)	
Defendant.)	
)	
)	

The parties appeared before the Honorable Jeffrey S. White on February 12, 2009.
With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from February 12, 2009, to March 5, 2009, in light of the need for defendant's counsel to review discovery. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the need for counsel to review the discovery with the defendant.

~~PROPOSED~~ ORDER AND
STIPULATION EXCLUDING TIME
CR 09-0094 JSW

1 2. Given these circumstances, the Court found that the ends of justice served by
2 excluding the period from February 12, 2009, to March 5, 2009, outweigh the best interest of the
3 public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

4 3. Accordingly, and with the consent of the defendant, the Court ordered that the period
5 from February 5, 2009, to February 12, 2009, be excluded from Speedy Trial Act calculations
6 under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

7 IT IS SO STIPULATED.

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9 DATED: February 17, 2009

/s/

RONALD C. TYLER
Counsel for Jose Hugo Mendez-Gil

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11
12 DATED: February 17, 2009

/s/

DARYL T. EREMIN
Special Assistant United States Attorney

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14 IT IS SO ORDERED.

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16
17 DATED: March 10, 2009



THE HON. JEFFREY S. WHITE
United States District Court Judge